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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

CLAMP-SWING PRICING COMPANY,

Plaintiff,

v.

SUPER MARKET MERCHANDISING
AND SUPPLY, INC.,

Defendant.

Case No. 3:12-cv-02445-WHO

**STIPULATION AND
ORDER REGARDING DISCOVERY
DISPUTE STATEMENTS**

Judge: Hon. William H. Orrick
Trial Date: May 27, 2014
Complaint Filed: May 14, 2012
Amended Complaint Filed: September 26, 2012

Plaintiff Clamp-Swing Pricing Company (“Clamp-Swing”) and Defendant Super Market Merchandising and Supply, Inc. (“SMM”) (collectively, the “Parties”) through their respective counsel, hereby stipulate and ask the Court to Order as follows:

WHEREAS the Parties have agreed to serve certain amended discovery responses and produce certain additional responsive documents beyond the fact discovery cut-off date of October 11, 2013;

WHEREAS Clamp-Swing is still in the process of serving amended discovery responses and producing additional responsive documents, and the Parties are still engaging in meet-and-confer communications regarding such discovery;

WHEREAS the last day for the Parties to submit a discovery dispute statement is currently scheduled as October 18, 2013;

WHEREAS the Parties seek a modification to this deadline to allow the Parties additional time to submit a discovery dispute statement;

WHEREAS no change to any other date, including the trial date is being proposed;

NOW, THEREFORE, the Parties agree that the schedule governing the last day for the Parties to submit a discovery dispute statement will be adjusted as follows:

Event	Current Deadline	Proposed Modification
Deadline to File Discovery Dispute Statement	October 18, 2013	October 25, 2013

DATED: October 18, 2013

SHARTSIS FRIESE LLP

By: /s/ Joseph V. Mauch

JOSEPH V. MAUCH

Attorneys for Plaintiff
CLAMP-SWING PRICING COMPANY

1 DATED: October 18, 2013

SENNIGER POWERS LLP

2 By: /s/ Benjamin J. Hodges

3 BENJAMIN J. HODGES

4 ALLMAN & NIELSON, P.C.

5 By: /s/ Steve Nielson

6 STEVE NIELSON

7 Attorneys for Defendant
8 SUPER MARKET MERCHANDISING AND
9 SUPPLY, INC.

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ATTESTATION

I hereby attest that, pursuant to Local Rule 5-1(i)(3), concurrence in the filing of the document has been obtained from the other Signatory (ies) for the conformed signature(s) (“/s/”) within this electronically-filed document.

DATED: October 18, 2013

SHARTSIS FRIESE LLP

By: /s/ Joseph V. Mauch
JOSEPH V. MAUCH

Attorneys for Plaintiff
CLAMP-SWING PRICING COMPANY

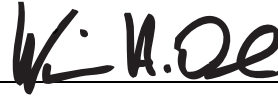
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ORDER

The above **STIPULATION AND ORDER REGARDING DISCOVERY DISPUTE STATEMENTS** is approved and all parties shall comply with its provisions.

IT IS SO ORDERED.

Dated: October ²³__, 2013



Hon. William H. Orrick
U.S. District Court Judge

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